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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 JAN 31 AM 9:48

In re Patent Application of

MALISSEN et al

Atty. Ref.: 3665-113

Serial No. 10/502,332

Group: Unassigned

Filed: July 23, 2004

Examiner: Unassigned

For: MUTATED GENE CODING FOR A LAT PROTEIN AND THE
BIOLOGICAL APPLICATIONS THEREOF

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January 19, 2005

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REFUND REQUEST

The Office is requested to refund the undersigned's Deposit Account for the \$130.00 debited to Deposit Account No. 14-1140 in the monthly statement of December 2004, copy attached. A further explanation of the charge is requested in the event the Patent Office continues to believe the charge was appropriately made.

The surcharge of \$130 for furnishing the Oath or Declaration later than twenty (20) or thirty (30) months from the priority date is not believed to be required since the Declaration was submitted to the International Bureau during International Phase as indicated in the attached copy of the Transmittal Letter (FYI) dated 05/19/2005, 10/11/2003, 12/22/2004, H/JOHNSON 00000002 141140, 10502332, 01 FC:1617 130.00 CR.

A copy of the first page of the printed publication acknowledging receipt thereof is also attached along with the undersigned's date-stamped postcard of July 23, 2004.